

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

THE CONTINENTAL INSURANCE
COMPANY AS SUCCESSOR BY
MERGER TO BOSTON OLD COLONY
INSURANCE COMPANY,

Plaintiff,

v.

WEST OF ENGLAND SHIP OWNERS
MUTUAL INSURANCE ASSOCIATION
(LUXEMBURG); UNITED KINGDOM
MUTUAL STEAM SHIP ASSURANCE
ASSOCIATION (BERMUDA) LIMITED;
TRAVELERS INDEMNITY COMPANY;
PHOENIX INSURANCE CO. f/k/a
Connecticut Fire Insurance, TRAVELERS
INDEMNITY CO.; WESTCHESTER FIRE
INSURANCE CO., and ROES 1-20,

Defendants.

Case No. 3:12-cv-05865-VC

Hon. Vince Chhabria

San Francisco Courthouse
Courtroom 10 -19th Flr.

**~~PROPOSED~~ ORDER OF CONDITIONAL
DISMISSAL**

Case Filed: 10/4/2012
3rd Party Complaint: 3/26/2013

~~PROPOSED~~ ORDER

In their March 11, 2015 Joint Case Management Statement and Request for Conditional Dismissal [Doc. 99], all parties informed the Court that they have finalized a settlement and that only one party has yet to sign the agreement, which signature is expected any day. Accordingly, all parties have agreed that the case should be conditionally dismissed. Therefore, it is ORDERED that this case is DISMISSED without prejudice. All deadlines and hearings in the case are vacated. Any pending motions are moot.

The parties retain the right to reopen this action, upon a showing of good cause, within 30 days of this Order if the settlement is not completed. If a request to reinstate the case is not filed and served on opposing counsel within 30 days, the dismissal shall remain without prejudice but may only be reopened consistent with the terms of the parties' final settlement agreement.

Dated: March 13, 2015

By:  _____

HONORABLE VINCE CHHABRIA
United States District Judge